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**Massage, Bodywork
and Somatic Therapy**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
MASSAGE BODYWORK AND SOMATIC
THERAPY EXAMINING COMMITTEE

IN THE MATTER OF THE SUSPENSION OR :	
REVOCATION OF THE CERTIFICATE OF :	
	ADMINISTRATIVE ACTION
LARRY MCGILL :	
Certificate No.: 26 BT00089000 :	FINAL ORDER OF
	DISCIPLINE
TO PRACTICE AS A MASSAGE BODYWORK :	
AND SOMATIC THERAPIST IN THE STATE :	
OF NEW JERSEY :	

This matter was opened to the Massage, Bodywork and Somatic Therapy Examining Committee (the "Committee") upon receipt of information which the Committee has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Larry McGill ("Respondent") is a certified massage, body work, and somatic therapist in the State of New Jersey and has been a certificate holder at all times relevant hereto.

2. On or about June 22, 2010, the Committee was advised that Respondent was arrested on January 22, 2010 by the Absecon Police Department for lewdness, N.J.S.A. 2C:14-4(b)(1).

3. On or about July 1, 2010, a letter of inquiry was sent to Respondent on behalf of the Committee requesting, among other things, a copy of the police report, a copy of the Superior Court indictment, the name of the prosecutor assigned to the case, the status of the case, and a narrative statement from Respondent

explaining the circumstances that led to his arrest. The letter was sent to Respondent at his address of record in Absecon, New Jersey via regular and certified mail. The certified mail receipt was signed and returned; the regular mailing was not returned. Response was due within fifteen business days.

4. On October 13, 2010, Respondent plead guilty to lewdness, N.J.S.A. 2C:14-4(b)(1).

5. To date, there has been no response from Respondent to the Committee's request for information.

CONCLUSIONS OF LAW

The Committee finds that Respondent has plead guilty to a crime involving moral turpitude in violation of N.J.S.A. 45:1-21(f). The Committee also finds that Respondent's failure to fully respond to the Committee's inquiry constitutes a failure to cooperate with a Committee investigation pursuant to N.J.A.C. 13:45C-1.2, -1.3, subjecting Respondent to sanctions for violation of N.J.S.A. 45:1-21(h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline ("POD") was entered by this Board on October 27, 2010, which provisionally suspended Respondent's certificate and provisionally imposed a \$200.00 civil penalty. The POD clearly stated that it was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless Respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for

modification or dismissal setting forth any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor. Respondent failed to submit a response to the POD. Because the POD was forwarded to Respondent's address of record, and because the regular mail was not returned although the certified mail was returned as "unclaimed," the Board deems service to have been effected. Respondent cannot evade process by failing to claim mail and failing to respond. Accordingly, it is determined that further proceedings are not necessary and that the POD should be made final.

ACCORDINGLY, IT IS on this 4 day of March, 2011,

ORDERED that:

1. Respondent's certificate to practice massage, bodywork, and somatic therapy be and hereby is suspended for his violation of N.J.S.A. 45:1-21(f) and (h). Respondent's certificate shall not be reinstated until he has provided a complete response to the Committee's inquiry regarding his arrest and the disposition of the charge. The Committee reserves the right to impose further disciplinary sanctions or restrictions on his certificate upon any reinstatement.

2. A civil penalty of \$200.00 is hereby imposed upon Respondent for his failure to cooperate with a Committee investigation. Payment shall be made no later than 15 days after